

110.

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRR-3121-2019 (O&M)

Date of decision: 21.11.2019

SURINDER KUMAR

... Petitioner

versus

MANJU

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Arshit Goel, Advocate,
for the petitioner.

HARI PAL VERMA, J. (Oral)

CRM-36339-2019

Prayer in this application filed under Section 5 of Limitation Act is for condonation of delay of 179 days in filing the present petition.

For the reasons stated in the application, same is allowed and the delay of 179 days in filing the petition is condoned.

CRR-3121-2019

Petitioner-husband has filed the present revision petition against the judgment dated 11.01.2019 passed by the learned Additional Sessions Judge, Jalandhar whereby in the appeal filed by the respondent-wife against the order dated 04.05.2017 passed by learned Judicial Magistrate Ist Class, Jalandhar, maintenance has been enhanced from Rs.800/- per month to Rs.3,000/- per month.

Counsel for the petitioner has argued that the petitioner is a labourer and has very low income. It is difficult for him to pay the maintenance @ Rs.3,000/- per month. The maintenance awarded by the

learned Magistrate was in consonance with the earning of the petitioner. Moreover, the respondent is staying on the ground floor of the house which was constructed by the petitioner at his expenses. She has rather rented out the house and earning rent from that house. Therefore, no maintenance is awardable to her.

I have heard counsel for the petitioner.

The awarded maintenance @ Rs.3,000/- per month is not on higher side, as even a daily wager is earning Rs.14-15,000/- per month.

No ground for interference is thus made out.

Dismissed.

(HARI PAL VERMA)
JUDGE

21.11.2019
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No